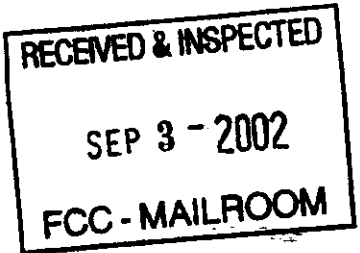


BALTIMORE COUNTY PUBLIC SCHOOLS

Joe A. Hairston, Superintendent

6901 Charles Street Towson, Maryland 21204-3711



August 30, 2002

To: Federal Communications Commission
Office of the Secretary
9300 East Hampton Drive
Capitol Heights, MD 20743

Re: Appeal of *Administrator's Decision on Appeal-Funding Year 2001-2002*
Letter dated July 26, 2002
Entity: Baltimore County School District; Entity Number: 126381
Application Number: 231820 FRN: 722234, Form 471 Form Identifier: FRY4
Decision on Appeal: Denied In Full
CC Docket Nos. 96-45 and 97-21

To Whom It May Concern:

I am filing this appeal because I believe the SLD should not have denied our original application, or our appeal, since we did not violate the SLD bidding process. The original denial letter contained only a vague explanation of the reason for denial. Furthermore, material inaccuracies exist in the "Explanation" section of the *Administrator's Decision on Appeal* letter referenced above, Exhibit A. The explanation states that we violated the bidding process by failing to post our original Form 470 on the SLD web site. This was not the case. The SLD should have fully funded our original application, since we followed all program rules as they existed at the time.

As a summary of those inaccuracies, I offer the following points:

1. The *Administrator's Decision on Appeal* letter states that we entered into a **new contract on 2/19/1999. This is not true. We entered into a new contract on 12/07/1997. This contract pre-exists the e-Rate program.** The contract was amended on 2/19/1999 in order to extend the original service period from three to five years. The frame relay contract dated 12/07/1997 is the original and only contract we have ever had for this service.
2. Form 470# 364830000338763 referenced in the *Administrator's Decision on Appeal* letter is for cellular phone service, not frame relay, and is therefore, not applicable.
3. The SLD erroneously states that Mr. Ogin entered Form 470# 364830000338763 number on the Form 471 application for frame relay service. He did not do so. He entered Form 470# 435010000221647 according to instructions given to him by a staff member from the SLD.

No. of Copies rec'd 0
List ABCDE

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4. Form 470# 435010000221647 referenced in the *Administrator's Decision on Appeal* letter was submitted to expand service during Funding Year 2 (07/01/1999-06/30/2000), and is therefore, not applicable, since the funding year in question is 2001-2002.

These are the details regarding inaccuracies found in the *Administrator's Decision on Appeal* letter:

SLD Assertion A- Exhibit A-1, Page 1, Bulleted Paragraph 2, Sentence 1, [Note 1] states, "On 2/19/99 you signed a new contract for Telecommunications/Frame Relay services that extended the expiration date for these services."

Baltimore County School District Response-The original, and only, contract for frame relay service was signed on 12/09/1997. This contract pre-exists the e-Rate program. *The date referenced in this paragraph is the date the original contract was amended. We did not sign a new contract on that date.* Enclosed you will find a copy of our original Form 470# 506360000052224, that established service, Exhibit B-1, Page 1, Block 1, Item 3b, [Note 2], for the first funding year of the e-Rate program (01/01/1998-06/30/1999), Exhibit B-1, Page 1, Block 1, Item 2, [Note 3].

Exhibit B-2, Page 2, Block 3, Item 10, Sequence #14243, Date Contract Signed, [Note 4], clearly shows that the date signed for our Frame Relay Service Contract was 12/09/1997.

When we amended the contract, the vendor and service remained the same, and the cost was reduced, in turn reducing the demand on USAC funds, Exhibit C, letter from our service provider indicating that this was not a new contract.

Since this was not a new contract, the 28-day bidding requirement does not apply.

Furthermore, there was no clear guidance from the SLC at the time regarding requirements for amending a contract.

SLD Assertion B- Exhibit A-1, Page 1, Bulleted Paragraph 2, Sentence 3, [Note 4], states, "The original Form 470# 364830000338763 you submitted on your application was a Funding Year 4 Form 470 with an allowable contract date of 1/17/01, which did not meet the 28 day bidding requirement since it was posted after the signing of the contract."

Baltimore County School District Response-The Form 470# 364830000338763 referenced in this paragraph, Exhibit D-1, Page 1, Block 1, [Note 5], was submitted for cell phone service, not frame relay service, Exhibit D-2, Page 2, Block 2, Item 8, [Note 6], *Service or Function*.

Therefore, it does not apply to this particular Form 471 funding decision.

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SLD Assertion C- Exhibit A-1, Page 1, Bulleted Paragraph 2, Sentence 3, [Note 4], states, "The original Form 470# 364830000338763 you submitted on your application"

Baltimore County School District Response-The Form 470# referenced here was not the original Form 470 Mr. Ogin entered on the Form 471 application, Exhibit E, FCC Form 471, Page 4, Block 5, Item 12, [Note 7]. When Mr. Ogin was preparing the Form 471 for frame relay service, he searched the SLD web site, but could not find the original Form 470# 506360000052224 that established frame relay service on the web site. Nor could he find a complete copy of it in our records. On 12/19/2000, he called the SLD help line, and spoke with a representative named Don Mark. Mr. Ogin explained the situation to Mr. Mark, and asked him what Form 470 information to enter. Mr. Mark could not find the establishing Form 470 either. Mr. Mark told Mr. Ogin to enter the most recent Form 470# 435010000221647, and to enter an Allowable Contract Date of 11/17/2000. Mr. Ogin followed Mr. Mark's instructions. Mr. Ogin did not enter Form 470# 364830000338763.

Point of information:

On 09/10/2001 Mark Palmer, SLD Program Integrity Assurance Team representative, spoke with Mr. Ogin during a phone conversation while he was reviewing our Form 471 application. He and Mr. Ogin searched the SLD web site for the original Form 470# 506360000052224 that established frame relay service. Neither Mr. Palmer nor Mr. Ogin was able to find the original Form 470 posted. It was found later on the SLD web site on 11/17/2001. So it somehow appeared on the web site between 9/10/2001 and 11/17/2001.

SLD Assertion D- Exhibit A-1, Page 1, Bulleted Paragraph 2, Sentence 4, [Note 8], *Administrator's Decision on Appeal* letter, further states, "The Funding Year 1 Form 470# 506360000052224 you have did not meet the posting requirement also because Item 10 was checked indicating that this is a pre-existing contract, and this Form 470 was never posted for vendors to competitively bid on this service."

Baltimore County School District Response-I have enclosed Exhibit F, fax copy of our original Form 470# 506360000052224 (dated March 09, 1998 10:47 AM), [Note 9], of Page 6 (signature certification page) that was signed 03/10/1998, [Note 10], that the SLD (formerly known as the SLC) sent to us regarding this Form 470 application. Suzanne Esparza, who was our e-Rate Facilitator at that time, requested that the SLC fax the entire Form 470 to her due to the fact that

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after she completed the Form 470 online application, she was unable to print the completed form. (This explains why we do not have a full copy of the original Form 470 in our files.) They only faxed Page 6, the signature certification page. Our Director then signed that page, which Ms. Esparza sent to the SLC. See Ms. Esparza-Belt's letter, Exhibit J, attesting to that fact.

I have also enclosed, Exhibit G, a form letter entitled *"Important Notice from The Schools and Libraries Corporation about your FCC Form 470 Application"*. Paragraph 1, Sentence 1 of this letter references the Form 470 that did establish service, "Universal Service Control Number: 506360000052224," [Note 11]. Furthermore, Paragraph 2, Sentence 1, [Note 12], of that form letter states, "According to FCC rules, because your Form 470 lists only descriptions of **services currently being provided under pre-existing contracts, it will not be necessary to post your application on the SLC Web Site.**" We filed the proper documentation to comply with the SLC's policies as they existed at that time. However, **the SLC chose not to post the information to their web site**, according to program rules that existed at that time. We should not be penalized for their decision.

SLD Assertion E—Exhibit A-2, Page 2, Bulleted Paragraph 3, Sentence 1, [Note 13], states, "You signed the amendment to this agreement for the intrastate frame relay services prior to the expiration of the 28-day posting period. FCC rules require that except under limited circumstances, all Forms 470 received be posted on the website for 28 days, and that applicants carefully consider all bids received before selecting a vendor, entering into an agreement or signing a contract..."

Baltimore County School District Response—We did comply with this requirement when we submitted our initial Form 470# 506360000052224. As I mentioned in Assertion D above, Exhibit G, Paragraph 2, Sentence 1, [Note 12], **the SLC chose not to post that application to their web site**, since we were already receiving services under a pre-existing contract, as per SLD program rules. We selected a vendor, entered into an agreement and signed the **original and only contract on 12/09/1997, prior to the start of the e-Rate program**. Therefore, it would not be logical to post the original Form 470, since the bidding, vendor selection, and contract signing took place prior to the inception of the e-Rate program.

SLD Assertion F—Exhibit A-2, Page 2, Bulleted Paragraph 2, Sentence 5, [Note 14], of the *Administrator's Decision on Appeal* letter states, "Finally, the Funding Year 2 Form 470# 435010000221647 did post for these services, but like the Funding Year 4 Form 470, the allowable

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contract date was after the signing of your contract on 2/19/99. It, therefore, could not be the Form 470 that was used to establish the bidding for this service. Since none of these Form 470s [sic] meet the bidding requirements, according to program rules, your appeal is denied."

Baltimore County School District Response— The Form 470 referenced here, Exhibit H-1, Form 470# 435010000221647, Exhibit H-1, Block 1, Item 3b, [Note 15], was filed for Funding Year- ~~2000~~ 2 (07/01/1999–06/30/2000), Block 1, Item 2, [Note 16], **which is the Funding Year following the signing of our amendment on 2/19/99.** This Form 470 was filed in order to request bids to expand our existing frame relay service for Funding Year 2 (07/01/1999-06/30/2000). **It was not intended for use with the Form 471 in question.**

The quotation from Exhibit A noted above implies that only one Form 470 is needed to establish service, and that Form 470 must comply with SLD bidding requirements. **The original Form 470 that we did use to establish service and to comply with program bidding regulations was Exhibit B-1, Form 470# 506360000052224, Block 1, Item 3b, [Note 2], mentioned in Assertion D above.** According to SLC regulations that existed at that time, posting of that Form 470 was not required for pre-existing contracts. Therefore, we are not out of compliance with SLC bidding requirements.

Additional supporting details:

Please note that the original funding denial letter, Exhibit I-2, Page 6, [Note 17], *Funding Commitment Decision Letter Dated September 28, 2001, Funding Commitment Decision Explanation* states, "The type of service requested on Form 471 was not posted to the web site because Item 10 was checked on the Form 470, thereby not meeting the 28 day competitive bidding requirement." This was the only explanation the SLD provided us as the reason for the original denial of funding. Considering the limited amount of information the SLD provided to us in the original denial letter, we had very little information upon which to construct an appropriate appeal. This explanation appeared to be illogical, considering the documentation I have enclosed in this letter, especially Exhibit G, Paragraph 2, Sentence 1, [Note 12], which states that we did not need to post our original Form 470. Without an adequate explanation, we did not even know exactly why our application was denied in the first place. Had the SLD provided more specific information in their original denial letter, as they did in the second denial, Exhibit A, we could have provided a thorough rebuttal. **The information contained in this appeal letter is the first time we have been able to address specific issues raised by the SLD.**

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BALTIMORE COUNTY PUBLIC SCHOOLS

Joe A. Hairston, Superintendent

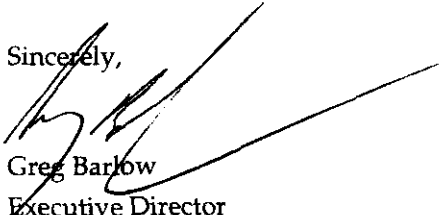
6901 Charles Street Towson, Maryland 21204-3711

We did not violate the bidding process, as evidenced by the information I have included in this letter. We have been denied funding, and we have been forced to invest an enormous amount of time and effort into two appeal letters in order to correct errors made by SLD staff members.

I believe the Form 471 application referenced above should not have been rejected, and that the funding request should be approved in full.

Thank you for your prompt reply.

Sincerely,



Greg Barlow
Executive Director
Enclosures

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Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal - Funding Year 2001-2002

July 26, 2002

Greg Barlow, Executive Director
Baltimore County Public Schools
1940-G Greenspring Drive
Timonium, MD 21093

Re: Billed Entity Number: 126381
471 Application Number: 231820
Funding Request Number(s): 722234
Your Correspondence Dated: October 4, 2001

After thorough review and investigation of all relevant facts, the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC") has made its decision in regard to your appeal of SLD's Year Four Funding Commitment Decision for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission ("FCC"). If your letter of appeal included more than one Application Number, please note that for each application for which an appeal is submitted, a separate letter is sent.

Funding Request Number: 722234
Decision on Appeal: **Denied in full**
Explanation:

- You stated in your appeal letter that Mr. Ogin entered all the information he was instructed to enter by SLD. And you do not believe that the bidding process was violated. You believe your Form 471 application should not have been rejected.

- [Note 1] • On 2/19/99 you signed a new contract for Telecommunications/Frame Relay services that extended the expiration date for these services. Since it was a new contract, you were required, according to program rules, to post for these services for 28 days prior to the signing of the contract. The original Form 470 #364830000338763 you submitted on your application was a Funding Year 4 Form 470 with an allowable contract date of 1/17/01, which did not meet the 28 day bidding requirement since it was posted after the signing of the contract. The Funding Year 1 Form 470 #506360000052224 you have did not meet the posting
- [Note 4]
- [Note 8]

requirement also because Item 10 was checked indicating that this is a pre-existing contract, and this Form 470 was never posted for vendors to competitively bid on this service. Finally, the Funding Year 2 Form 470 [Note 14] #435010000221647 did post for these services, but like the Funding Year 4 Form 470, the allowable contract date was after the signing of your contract on 2/19/99. It, therefore, could not be the Form 470 that was used to establish the bidding for this service. Since none of these Form 470s meet the bidding requirements, according to program rules, your appeal is denied.

[Note 13]

- You signed the amendment to this agreement for the intrastate frame relay services prior to the expiration of the 28-day posting period. FCC rules require that except under limited circumstances, all Forms 470 received be posted on the website for 28 days, and that applicants carefully consider all bids received before selecting a vendor, entering into an agreement or signing a contract, and signing and submitting a Form 471. See 47 C.F.R. §§ 54.504; 54.511(a), (c). FCC rules further require that the Administrator send the applicant a confirmation when the Form 470 has been posted, and inform the applicant of the date after which the applicant may sign a contract with the vendor it selects. See 47 C.F.R. § 54.504(b)(4). These competitive bidding requirements help ensure that applicants receive the lowest pre-discount price from vendors. See *Federal-State Joint Board on Universal Service*, CC Docket No. 96-45, Order on Reconsideration, 12 FCC Rcd 10095, 10098 ¶ 9 (1997).

If you believe there is a basis for further examination of your application, you may file an appeal with the Federal Communications Commission (FCC) via United States Postal Service: FCC, Office of the Secretary, 445-12th Street SW, Washington, DC 20554. If you are submitting your appeal to the FCC by other than United States Postal Service, check the SLD web site for more information. Please reference CC Docket Nos. 96-45 and 97-21 on the first page of your appeal. **The FCC must RECEIVE your appeal WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER for your appeal to be filed in a timely fashion.** Further information and new options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site, www.sl.universalservice.org.

We thank you for your continued support, patience, and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

Exhibit B-1

470

Schools and Libraries Universal Service Description of Services Requested and Certification Form

Estimated Average Burden Hours Per Response: 6.0 hours

This form is designed to help schools and libraries describe the eligible telecommunications-related services they seek so that this data can be posted on a website and interested service providers can identify the applicant as a potential customer and compete to serve it.

Please read instructions before completing.

(To be completed by entity that will negotiate with providers.)

Block 1: Applicant Address and Identifications (School, library, or consortium desiring Universal Service funding.)

Posting Date:
Allowable Contract Date: 04/06/1998
Certification Received Date: 03/31/1998

1. Name of Applicant: BALTIMORE COUNTY SCHOOL DIST	2. Funding Year: 01/01/1998 - 06/30/1999
---	---

3a. NCES School Code (if individual school) Or NCES Library Code (if individual library) State: 24 - District: 00120 - School/Library:

3b. Universal Service Control Number: 506360000052224	3c. Applicant ID Number: 126381
--	------------------------------------

4a. Type Of Applicant (Check only one box.) <input type="radio"/> school <input checked="" type="radio"/> school district <input type="radio"/> library or library consortium under the LSTA <input type="radio"/> consortium of multiple entities

4b. If Applicant is a consortium, check all other boxes that apply: <input type="checkbox"/> includes non-governmental entities ineligible for support <input type="checkbox"/> entity desires separate bills for each member of consortium <input type="checkbox"/> entity desires separate bills for some members of consortium <input type="checkbox"/> region of a state <input type="checkbox"/> statewide <input type="checkbox"/> multi-state	<input type="checkbox"/> state educational agency <input type="checkbox"/> local educational agency <input type="checkbox"/> educational service agency
--	---

5. Applicant's Street Address, P.O.Box, or Route Number

Street 6901 N CHARLES ST			
City BALTIMORE	State MD	Zip Code 5Digit 21204	Zip Code 4Digit 3711
Telephone number Ext: (410) 8875555		E-mail Address	

6. Contact Person's Name: Suzanne Esparza

Street Address, P.O.Box, or Route Number (if different from Item 5)

Street: 1940G Greenspring Drive			
City: Timonium	State MD	Zip Code 5Digit: 21093	Zip Code 4Digit:

Fill in all of the following (if available), and check the preferred mode of contact:

<input checked="" type="radio"/> Telephone Number Ext: (410) 8874266 481	<input type="radio"/> Fax Number Ext: (410) 8877830	<input checked="" type="radio"/> E-mail address: sesparza@bcps.org	<input type="radio"/> Mail:
---	--	---	-----------------------------

Block 2: Other Characteristics Of Applicant

7a. Number of students: 105034	7b. Number of library patrons:
8. Number of buildings to be served: 180	9. Number of rooms to be served: 7500

Block 3: Summary Description of Needs or Services Requested

10. ☒ Check if applicant seeks discounts only for eligible services based on one or more **existing, binding contract(s)** and proceed to Block 4.

Sequence #	Date Contract Signed	Contract Termination Date
11359	10/08/1996	10/07/1998
11360	09/09/1997	09/08/2002
11361	11/11/1997	10/18/2000
11362	12/03/1996	12/02/1998
11363	08/05/1993	11/04/2003
14240	01/31/1996	01/30/1999
14241	09/10/1997	09/09/2002
14242	09/29/1993	09/28/1998
14243	12/09/1997	12/09/2000
14244	06/05/1991	11/30/1998
14245	09/28/1994	09/27/1999

11. ☐ Check here if you have a Request for Proposal(RFP) available. If RFP is posted on a website, provide the website address

(1)	(2)	(3)	(4)	(5)
	Existing Services	Additional Services Desired	Total Services Desired	Details(Optional)

12. Telecommunications Services

a. Number of phones that have or require service (See instructions concerning extension phones and fax machines.)

b. Number of computers that have or require service

c. Number of high bandwidth video conferencing links

d. Specify other (Optional)

13. Internal Connections

a. Number of buildings with at least some rooms connected

b. Number of rooms connected

c. Highest Speed of connection

d. Specify other (Optional)

14. Internet Access

a. Number of dial up connections necessary

b. Highest speed of dial up connections

c. Number of direct connections necessary

d. Highest speed of such direct connections

e. Specify other (Optional)

15. You may provide additional summary information about the services you are requesting to help service providers identify your needs more precisely. You may provide technical requirements or give an informal description of your telecommunications-related goals.

16. ☐ Check here if there are any restrictions imposed by state or local laws or regulations on how and when providers may contact you or on other bidding procedures. Please describe below any such restrictions or procedures. You may attach restrictions or give website where they are posted.

17. Purchases in future years: If you have current plans to purchase additional services in future years, describe them below (Providing this information is optional.)

Block 4: Technology Assessment

18. Although the following services and facilities are ineligible for support, they are usually necessary if schools and libraries are to make effective use of the eligible services requested in this application.

(If your application is only for basic voice telephone service, **check this box**

☐ and go to Item 19. Otherwise, you must check at least one box in each of the other lines. You may provide details for purchases being sought.)

a. Desktop communications software: Software required <input checked="" type="checkbox"/> has been purchased; and/or <input type="checkbox"/> is being sought.
b. Electrical systems: <input checked="" type="checkbox"/> adequate electrical capacity is in place or has already been arranged; and/or <input type="checkbox"/> upgrading for additional electrical capacity is being sought.
c. Computers: a sufficient quantity of computers <input checked="" type="checkbox"/> has been purchased; and/or <input type="checkbox"/> is being sought.
d. Computer hardware maintenance: adequate arrangements <input checked="" type="checkbox"/> have been made; and/or <input type="checkbox"/> are being sought.
e. Staff development: <input checked="" type="checkbox"/> all staff have had an appropriate level of training or additional training has already been scheduled; and/or <input type="checkbox"/> training is being sought.
f. Additional details: Use this space to provide additional details to help providers to identify the services or facilities you desire.

Block 5: Listing Consortium Participants

19. **Eligible Entities:** (Billed Entities.) If applicant is an individual school or a library or a school district or a library system that will receive only one bill, it should only fill in the first row of this chart. If applicant is a consortium of multiple billed entities, then it should fill out a row for each billed entity. (Applicant may attach additional pages.)

Billed Entity	Billed Entity's Zip Code	Billed Entity Code (Inserted by Administrator)	Zip Code(s) of Recipients of Service
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21013
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21030
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21053
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21087
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21093
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21111
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21117
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21120
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21128
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21131
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21133
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21136
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21155
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21204
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21206
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21207
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21208
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21209
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21212
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21215
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21219
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21220
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21221
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21222
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21224
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21227
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21228
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21234
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21236

B-4

BALTIMORE COUNTY SCHOOL DIST	21204	126381	21237
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21244
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21286

20. Entities Ineligible for Schools and Libraries Discount:

Name of Entity	Zip Code(s) of Recipients of Service	Contact Person	Phone Number, E-mail Address, or Alternative Preferred Contact Method
----------------	--------------------------------------	----------------	---

Block 6: Certifications and Signature

21. The applicant includes:(Check one or both)

a. ☒ schools under the statutory definitions of elementary and secondary schools found in the Elementary and Secondary Education Act of 1965, 20 U.S.C. Secs. 8801(14) and (25), that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or

b. ☐ libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any school(including, but not limited to) elementary and secondary schools, colleges, and universities.

22. All of the individual schools, libraries, and library consortia listed above in item 19 are covered by:

a. ☒ individual technology plans and/or

b. ☒ higher-level technology plans for using the services requested in this application(if those services consist of other than voice services).

23. Status of technology plan(check one):

a. ☐ Technology plan(s) has/have been approved; or

b. ☐ Technology plan(s) will be approved by a state or other authorized body; or

c. ☐ Technology plan(s) will be submitted to Schools and Libraries Corporation for approval.

24. ☒ I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value.

25. ☒ I recognize that support under this program is conditional upon the school(s) or library(ies) I represent securing access to all of the resources, including computers, training, software, maintenance, and electrical connections necessary to use the services purchased effectively.

26. ☒ I certify that I am authorized to submit this request on behalf of the above-named applicant, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

29. Printed name of authorized person
William D. Rust IV

30. Title or position of authorized person
Director, Dept. of Info. Technology

[New Search](#)[Return To Search Results](#)

Rob Drake
Enterprise Solutions Group
Senior Corporate Account Manager

Exhibit C



Verizon Communications
1 E. Pratt Street, Floor 6E
Baltimore, MD 21202

Phone 410.393.4557
Pager 410.237.7285
Fax 410.727.7368
800.228.0535
robert.c.drake@verizon.com

August 29, 2002

Greg Barlow, Executive Director
Baltimore County Public Schools
1940-G Greenspring Drive
Timonium, MD 21093

Dear Greg,

I have reviewed the information provided to Verizon in regards to your appeal (Application #231820 - Funding Request #722234) to the FCC for denial of funding from the Universal Service Administrative Company/Schools and Libraries Division for Frame Relay - Wide Area Network Services in funding year 4 (now known as year 2001). In 1997, when the original contract was signed between BCPS and Verizon (then Bell Atlantic), Frame Relay was a fairly new service offering. I believe that BCPS originally entered into a 3-year agreement for the service not knowing if this technology would continue to be THE solution for the schools for years to come. The original agreement was entered into prior to the E-Rate program deployment. After the network had been in place for approximately a year and a half, and it appeared this technology would be in place for some time to come. An *amendment* to the original 3-year contract to place the service on 5-year term pricing was offered to BCPS. In looking at my predecessor, Van Richardson's, notes I can assure you that this amendment was offered purely as a means of reducing costs to the school system for these services and ultimately, the amount of funding being requested from the E-rate program.

At the time of the amendment, the E-rate program was relatively new, and many of the rules concerning extensions of contracts had not been established or were very vague. From Bell Atlantic/Verizon's standpoint the amendment was:

- 1) Viewed as a change in term pricing only, and was executed to take advantage of better pricing (from \$410 per T-1 to \$380 plus greatly reduced installation charges).
- 2) Viewed purely as an "amendment" and not a "NEW" contract
- 3) Offered while the original agreement was in force.
- 4) Not offering any new services, or making a change to the existing vendor for services.

From our review of the USAC/SLD denial and the information contained in your appeal to the FCC, it is our expectation that you will be successful. I offer our support in helping Baltimore County Public Schools meet the technological needs of the schools system and to do so with the most cost-effective means possible.

Sincerely,

A handwritten signature in black ink, appearing to read "Rob Drake".

Rob Drake
Senior Corporate Account Manager
Verizon - Enterprise Solutions Group

Exhibit D-1

470

Schools and Libraries Universal Service Description of Services Requested and Certification Form

Estimated Average Burden Hours Per Response: 5.0 hours

This form is designed to help you describe the eligible telecommunications-related services you seek so that this data can be posted on the Fund Administrator website and interested service providers can identify you as a potential customer and compete to serve you.

Please read instructions before completing.

(To be completed by entity that will negotiate with providers.)

Block 1: Applicant Address and Identifications (School, library, or consortium desiring Universal Service funding.)

[Note 5]

Form 470 Application Number: 364830000338763

Applicant's Form Identifier:

Application Status: CERTIFIED

Posting Date: 12/20/2000

Allowable Contract Date: 01/17/2001

Certification Received Date: 12/21/2000

1. Name of Applicant:

BALTIMORE COUNTY SCHOOL DIST

2. Funding Year:

07/01/2001 - 06/30/2002

3. Your Entity Number

126381

4. Applicant's Street Address, P.O.Box, or Route Number

a. Street

6901 N CHARLES ST

City

BALTIMORE

State

MD

Zip Code 5Digit

21204

Zip Code 4Digit

3711

b. Telephone number

(410) 887- 5555

ext.

c. Fax number

(410) 887- 4308

d. E-mail Address

5. Type Of Applicant (Check only one box)

- ☐ Library (including library system, library branch, or library consortium applying as a library)
- ☐ Individual School (individual public or non-public school)
- ☒ School District (LEA; public or non-public[e.g., diocesan] local district representing multiple schools)
- ☐ Consortium (intermediate service agencies, states, state networks, special consortia)

6a. Contact Person's Name: Rich Oglin

6b. Street Address, P.O.Box, or Route Number (if different from Item 4)

☒ 1940-G Greenspring Drive

City

Timonium

State

MD

Zip Code 5Digit

21093

Zip Code 4Digit

4148

☒ 6c. Telephone Number (10 digits + ext.) (410) 887- 4266

☐ 6d. Fax Number (10 digits) (410) 453- 6769

☐ 6e. E-mail Address (50 characters max.) rogin@bcps.org

Block 2: Summary Description of Needs or Services Requested

7 This Form 470 describes (check all that apply):

- a. ☐ Tariffed services - telecommunications services, purchased at regulated prices, for which the applicant has no signed, written contract. A new Form 470 must be filed for tariffed services for each funding year.
- b. ☐ Month-to-month services for which the applicant has no signed, written contract. A new Form 470 must be filed for these services for each funding year.
- c. ☒ Services for which a new written contract is sought for the funding year in Item 2.
- d. ☐ A multi-year contract signed on or before 7/10/97 but for which no Form 470 has been filed in a previous program year.

NOTE: Services that are covered by a qualified contract for all or part of the funding year in Item 2 do NOT require filing of Form 470. A qualified contract is a signed, written contract executed pursuant to posting a Form 470 in a previous program year OR a contract signed on/before 7/10/97 and reported on a Form 470 in a previous year as an existing contract.

8 ☒ Telecommunications Services

Do you have a Request for Proposal (RFP) that specifies the services you are seeking ?

- a. ☒ YES, I have an RFP. Choose one of the following: It is available on the Web at
or via ☐ the Contact Person in Item 6 or ☐ the contact listed in Item 11.
- b. ☒ NO, I do not have an RFP for these services.

If you answered NO, you must list below the Telecommunications Services you seek. Specify each service or function (e.g., local voice service) and quantity and/or capacity(e.g., 20 existing lines plus 10 new ones). See the Eligible Services List at www.sl.universalservice.org for examples of eligible Telecommunications Services, and remember that only common carrier telecommunications companies can provide these services under the universal service support mechanism. Add additional lines if needed.

Service or Function:

cellular phone service

Quantity and/or Capacity:

Point-to-point & air time for inter school & intraschool connections - central billing

9 ☐ Internet Access

Do you have a Request for Proposal (RFP) that specifies the services you are seeking ?

- a. ☐ YES, I have an RFP. Choose one of the following: It is available on the Web at
or via ☐ the Contact Person in Item 6 or ☐ the contact listed in Item 11.
- b. ☐ NO, I do not have an RFP for these services.

If you answered NO, you must list below the Internet Access Services you seek. Specify each service or function (e.g., monthly Internet service) and quantity and/or capacity(e.g., for 500 users). See the Eligible Services List at www.sl.universalservice.org for examples of eligible Internet Access Services. Add additional lines if needed.

10 ☐ Internal Connections

Do you have a Request for Proposal (RFP) that specifies the services you are seeking ?

D-3

a ☒ YES, I have an RFP. Choose one of the following: It is available on the Web at
or via ☐ the Contact Person in Item 6 or ☐ the contact listed in Item 11.

b ☒ NO, I do not have an RFP for these services.

If you answered NO, you must list below the Internal Connections Services you seek. Specify each service or function (e.g., local area network) and quantity and/or capacity (e.g., connecting 10 rooms and 300 computers at 56Kbps or better). See the Eligible Services List at www.sl.universalservice.org for examples of eligible Internal Connections Services. Add additional lines if needed.

11 (Optional) Please name the person on your staff or project who can provide additional technical details or answer specific questions from service providers about the services you are seeking. This need not be the contact person listed in Item 6 nor the signer of this form.

Name: **Greg Barlow** Title: **Exec. Dir., Dept. of Technology**

Telephone number (10 digits + ext.)
(410) 887 - 7837

Fax number
(410) 453 - 6769

E-mail Address (50 characters max.)

12. ☒ Check here if there are any restrictions imposed by state or local laws or regulations on how or when providers may contact you or on other bidding procedures. Please describe below any such restrictions or procedures, and/or give Web address where they are posted.

Contact Paul Cramer, Dept. of Purchasing phone: 410-887-4334

13. (Optional) Purchases in future years: If you have plans to purchase additional services in future years, or expect to seek new contracts for existing services, summarize below (including the likely time-frames).

Block 3: Technology Assessment

14. ☐ **Basic telephone service only:** If your application is for basic local and long distance voice telephone service only, check this box and skip to Item 16.

15. Although the following services and facilities are ineligible for support, they are usually necessary to make effective use of the eligible services requested in this application. Unless you indicated in Item 14 that your application is ONLY for basic telephone service, you must check at least one box in (a) through (e). You may provide details for purchases being sought.

a. Desktop communications software: Software required ☒ has been purchased; and/or ☐ is being sought.

b. Electrical systems: ☒ adequate electrical capacity is in place or has already been arranged; and/or ☐ upgrading for additional electrical capacity is being sought.

c. Computers: a sufficient quantity of computers ☒ has been purchased; and/or ☐ is being sought.

d. Computer hardware maintenance: adequate arrangements ☒ have been made; and/or ☐ are being sought.

e. Staff development: ☒ all staff have had an appropriate level of training or additional training has already been scheduled; and/or ☐ training is being sought.

f. Additional details: Use this space to provide additional details to help providers to identify the services you desire.

Block 4: Recipients of Service

16. Eligible Entities That Will Receive Service:

Check the ONE choice that best describes this application and the eligible entities that will receive the services described in this application.

You must select a state if (b) or (c) is selected: **MD**

a. ☒ Individual school or single-site library: Check here, and enter the billed entity in Item 17.

b. ☒ Statewide application (check all that apply):

- ☐ All public schools/districts in the state:
☐ All non-public schools in the state:
☐ All libraries in the state:

If your statewide application includes INELIGIBLE entities, check here. ☐ If checked, complete Item 18.

c. ☒ School district, library system, or consortium application to serve multiple eligible sites:

Number of eligible sites	164
<i>For these eligible sites, please provide the following</i>	
Area Codes (list each unique area code)	Prefixes associated with each area code (first 3 digits of phone number) separate with commas, leave no spaces
410	238,242,247,252,256,277,282,284,285,28
If your application includes INELIGIBLE entities, check here. <input type="checkbox"/> If checked, complete Item 18.	

17. Billed Entities

Entity Name	Entity Number
BALTIMORE COUNTY SCHOOL DIST	126381

18. Ineligible Entities

Ineligible Participating Entity	Entity Number	Area Code	Prefix
---------------------------------	---------------	-----------	--------

Block 5: Certification

19. The applicant includes:(Check one or both)

- a. ☒ schools under the statutory definitions of elementary and secondary schools found in the Elementary and Secondary Education Act of 1965, 20 U.S.C. Secs. 8801(14) and (25), that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or
- b. ☐ libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any school (including, but not limited to) elementary and secondary schools, colleges and universities.

20. All of the individual schools, libraries, and library consortia receiving services under this application are covered by:

- a. ☐ individual technology plans for using the services requested in the application
- b. ☒ higher-level technology plans for using the services requested in the application
- c. ☐ no technology plan needed; application requests basic local and long distance telephone service only.

21. Status of technology plans (if representing multiple entities with mixed technology plan status, check both a and b):

- a. ☒ technology plan(s) has/have been approved by a state or other authorized body.
- b. ☐ technology plan(s) will be approved by a state or other authorized body.
- c. ☐ no technology plan needed; application requests basic local and long distance telephone service only.

22. ☒ I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value.

23. ☒ I recognize that support under this support mechanism is conditional upon the school(s) or library(ies) I represent securing access to all of the resources, including computers, training, software, maintenance, and electrical connections necessary to use the services purchased effectively.

24. ☒ I certify that I am authorized to submit this request on behalf of the above-named entities, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

25. Signature of authorized person: ☒

26. Date (mm/dd/yyyy): 12/19/2000

27. Printed name of authorized person: Greg Barlow

28. Title or position of authorized person: Exec. Dir., Dept. of Technology

29. Telephone number of authorized person: (410) 887 - 7837 ext.

[New Search](#)[Return To Search Results](#)

Exhibit E

Entity Number <u>126381</u>	Applicant's Form Identifier <u>FRY4</u>
Contact Person <u>Rich Oglin</u>	Phone Number <u>410-887-4266 x481</u>

Block 5: Discount Funding Request(s)

Block 5, page 1 of 1

Instructions: Use one Block 5 page for EACH service (Funding Request Number) for which you are requesting discounts. Make as many copies of this page as necessary, and number the completed pages to assure that they are all processed correctly.

11 Category of Service (only ONE category should be checked) <input checked="" type="radio"/> Telecommunications Service <input type="radio"/> Internet Access <input type="radio"/> Internal Connections					15 Contract Number (if available; use "T" if tariffed services, "MTM" if month-to-month services as described in Instructions) <u>Frame Relay Service Agreement</u>					
12 Form 470 Application Number (15 digits) <u>435010000221647</u>					16 Billing Account Number (e.g., billed telephone number) <u>4108874074 x768</u>					
13 SPIN - Service Provider Identification Number (9 digits) <u>143001401</u>					17 Allowable Vendor Selection/Contract Date (mm/dd/yyyy) (based on Form 470 filing) <u>11/17/00</u>					
14 Service Provider Name <u>Verizon</u>					18 Contract Award Date (mm/dd/yyyy) <u>12/7/97</u>					
					19a Service Start Date (mm/dd/yyyy) <u>7/1/01</u>					
					19b Service End Date (mm/dd/yyyy) (use only for "T" or "MTM" services)					
21 Description of This Service:					20 Contract Expiration Date (mm/dd/yyyy) <u>2/18/04</u>					
You MUST attach a description of the service, including a breakdown of components and costs, plus any relevant brand names. Label this description with an Attachment #, and note number in space provided below. Attachment # <u>B</u>										
22 Entity/Entities Receiving This Service:					a. If the service is site-specific (provided to one site and not shared by others), list the Entity Number of the entity from Block 4 receiving this service: _____ b. If the service is shared by all entities on a Block 4 worksheet, list the worksheet number (e.g., A-1): <u>A-1</u>					
23 Calculations										
Recurring Charges					Non-Recurring Charges			Total Charges		
A	B	C	D	E	F	G	H	I	J	K
Monthly \$ charges (total amount per month for service)	How much of the \$ amount in (A) is ineligible?	Eligible monthly pre-discount amount (A minus B)	# of months service provided in program year	Annual pre-discount \$ amount for eligible recurring charges (C x D)	Annual non-recurring (one-time) \$ charges	How much of the \$ amount in (F) is ineligible?	Annual eligible pre-discount \$ amount for one-time charges (F minus G)	Total program year pre-discount \$ amount (E + H)	% discount (from Block 4 Worksheet)	Funding Commitment \$ Request (I x J)
79,549.00	0	79,549.00	12	968,162.50				968,162.50	52%	503,444.50

[Note 7]

USCN 50636000052224

Exhibit F [note 9]Contact Person's Name Suzanne Esparza and Phone Number: (410) 887-4266 x481

23. Status of technology plans (check one):

- a. ☒ Technology plan(s) has/have been approved; or
 b. ☐ Technology plan(s) will be approved by a state or other authorized body; or
 c. ☐ Technology plan(s) will be submitted to Schools and Libraries Corporation for approval.

24. ☒ I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value.

25. ☒ I recognize that support under this support mechanism is conditional upon the school(s) or library(ies) I represent securing access to all of the resources, including computers, training, software, maintenance, and electrical connections necessary to use the services purchased effectively.

26. ☒ I certify that I am authorized to submit this request on behalf of the above-named applicant, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

[note 10]

27. Signature of authorized person

William D. Rust, IV

28. Date

3.10.98

29. Printed name of authorized person

William D. Rust, IV

30. Title or position of authorized person

Director, Department of Information Technology

Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

NOTICE TO INDIVIDUALS: Section 54.504 of the Federal Communication Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Description of Services Requested and Certification Form (FCC Form 470) with the Universal Service Administrator, themselves or as part of a consortium. 47 C.F.R. § 54.504. The collection of information stems from the Commission's authority under Section 254 of the Communications Act of 1934, as amended, 47 U.S.C. § 254. The data in the report will be used to ensure that schools and libraries comply with the competitive bidding requirement contained in 47 C.F.R. § 54.504. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a consortium.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the personal information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation of potential violation of a FCC statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government, is a party of a proceeding before the body or has an interest in the proceeding.

If you owe a past due debt to the federal government, the taxpayer identification number (such as your social security number) and other information you provide may also be disclosed to the Department of the Treasury Financial Management Service, other federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide this information to these agencies through the matching of computer records when authorized.

With the exception of your social security number, if you do not provide the information we request on the form, the FCC may delay processing of your application or may return your application without action.



SCHOOLS AND LIBRARIES
CORPORATION

P.O. Box 4217
Iowa City, IA 52244-4217

BALTIMORE COUNTY SCHOOL DIST
Suzanne Esparza
6901 N CHARLES ST
BALTIMORE, MD 21204-3711

Exhibit G

DATE: 3/11/98

Important Notice from
The Schools and Libraries Corporation
about your FCC Form 470 Application

Note
11

We are pleased to inform you that the Schools and Libraries Corporation (SLC) has received your properly completed Description of Services Requested (FCC Form 470), and has assigned to it the following Universal Service Control Number: 506360000052224. (Please record this number in a safe place. This number is used to track your Application and will be used to relate any subsequently filed Services Ordered and Certification Form(s) (FCC Form(s) 471) to this specific Application; this includes use by filers of any Forms 471 associated with this Form 470 application. Also, please refer to the number in any correspondence or inquiries about your Application with SLC.)

Note
12

According to FCC rules, because your Form 470 lists only descriptions of services currently being provided under pre-existing contracts, it will not be necessary to post your application on the SLC web site. There is, however, a 28 day waiting period before the filing of an FCC Form 471 for qualified pre-existing contracts. Accordingly, one or more Schools and Libraries Universal Service Services Ordered and Certification Form(s) (FCC Form 471) related to this Form 470 may be submitted on or after 04-06-98. A properly completed Form 471, with a signed Form 471 certification, as well as a signed Form 470 certification, must be received by SLC no later than 04-15-98 in order to meet the SLC 75-day window.

A properly completed certification for your Form 470 has not been received and entered. Please keep in mind that while you may have submitted a certification, SLC may not yet have received and processed the certification, or your certification may not have been properly completed, in which case SLC has not accepted the certification. If you have questions about the status of your certification, please call SLC Client Service Bureau at 888-203-8100 and please have your form 470 application number in hand for the service representative. A properly completed certification is necessary before a funding commitment can be approved.

It is IMPORTANT to remember that not all requested services may necessarily be approved for discounts. Your application is subject to review by SLC before funds are committed for a determination of funding eligibility. (This review will consider eligibility of discount recipients, the contract signing dates of pre-existing contracts, and the eligibility of services for which discounts are requested.) In addition, availability of funds and compliance with all of the rules governing this program will be evaluated. Therefore, you should consider the possibility of a denial of funding or a level of funding below your request, and include appropriate contingencies in any potential contracts for any or all of the requested services.

If you have any questions, please call the SLC Client Service Bureau at 888-203-8100.

470

Schools and Libraries Universal Service
Description of Services Requested
and Certification Form

Approval by OMB
3060-0806

8/12/02 4:17 PM

FCC Form

Block 1

E x h . b . t + H - 1

This form is designed to help schools and libraries describe the eligible telecommunications-related services they seek so that this data can be posted on a website and interested service providers can identify the applicant as a potential customer and compete to serve it.

Please read instructions before completing.

(To be completed by entity that will negotiate with providers.)

Block 1: Applicant Address and Identifications
(School, library, or consortium desiring Universal Service funding.)

Posting Date: 03/03/1999
Allowable Contract Date: 03/31/1999
Certification Received Date: 03/10/1999

1. Name of Applicant: BALTIMORE COUNTY SCHOOL DIST	2. Funding Year: 07/01/1999 - 06/30/2000
3a. NCES School Code (if individual school) Or NCES Library Code (if individual library) State: 24 - District: 00120 - School/Library: 43501000221647	3b. Universal Service Control Number: 126381
3c. Applicant ID Number: 126381	

Note 15

4a. Type Of Applicant (Check only one box.) <input type="checkbox"/> school <input type="checkbox"/> school district <input type="checkbox"/> library or library consortium under the LSTA <input type="checkbox"/> consortium of multiple entities	4b. If Applicant is a consortium, check all other boxes that apply: <input type="checkbox"/> includes non-governmental entities ineligible for support <input type="checkbox"/> entity desires separate bills for each member of consortium <input type="checkbox"/> entity desires separate bills for some members of consortium <input type="checkbox"/> region of a state <input type="checkbox"/> statewide <input type="checkbox"/> multi-state
5. Applicant's Street Address, P.O.Box, or Route Number 6901 N CHARLES ST BALTIMORE MD Zip Code 5Digit: 21204 Zip Code 4Digit: 3711 Telephone number Ext: (410) 8875555 6. Contact Person's Name: Suzanne Esparza Street Address, P.O.Box, or Route Number (if different from Item 5) 1940-G Greenspring Dr. City: Timonium State: MD Zip Code 5Digit: 21093 Zip Code 4Digit: Fill in all of the following (if available), and check the preferred mode of contact: Telephone Number Ext: (410) 8874266 481 Fax Number Ext: (410) 4536769 E-mail address: sesparza@bcps.org Mail: <input checked="" type="checkbox"/>	

Block 2: Other Characteristics Of Applicant

7a. Number of students: 106300	7b. Number of library patrons: 7500
8. Number of buildings to be served: 165	9. Number of rooms to be served: 7500

Block 3: Summary Description of Needs or Services Requested

10. ☐ Check if applicant seeks discounts only for eligible services based on one or more **existing, binding** contract(s) and proceed to Block 4.

Sequence # _____ Date Contract Signed _____ Contract Termination Date _____

11. ☒ Check here if you have a Request for Proposal(RFP) available. If RFP is posted on a website, provide the website address

(1)	(2)	(3)	(4)	(5)
	Existing Services	Additional Services Desired	Total Services Desired	Details(Optional)

12. Telecommunications Services

a. Number of phones that have or require service (See instructions concerning extension phones and fax machines.)	1671	0	1671	
b. Number of computers that have or require service	12300	0	12300	
c. Number of high bandwidth video conferencing links	8	1	9	
d. Specify other (Optional)	40	122	162	Frame Relay

13. Internal Connections

	Existing	Additional	Total	Details
a. Number of buildings with at least some rooms connected	162	0	162	
b. Number of rooms connected	2600	0	2600	
c. Highest Speed of connection	10mb			
d. Specify other (Optional)				

14. Internet Access

	Existing	Additional	Total	Details
a. Number of dial up connections necessary	162	0	162	
b. Highest speed of dial up connections	56k			
c. Number of direct connections necessary	7400	0	7400	
d. Highest speed of such direct connections	T-1			
e. Specify other (Optional)				

15. You may provide additional summary information about the services you are requesting to help service providers identify your needs more precisely. You may provide technical requirements or give an informal description of your telecommunications-related goals.

Proposal must provide the best solution for connecting all BCPS sites to the BCPS data center via a Frame Relay system using BCPS existing equipment and a full or fractional T-1.

16. ☐ Check here if there are any restrictions imposed by state or local laws or regulations on how and when providers may contact you or on other bidding procedures. Please describe below any such restrictions or procedures. You may attach restrictions or give website where they are posted.

17. Purchases in future years: If you have current plans to purchase additional services in future years, describe them below (Providing this information is optional.)

Block 4: Technology Assessment

18. Although the following services and facilities are ineligible for support, they are usually necessary if schools and libraries are to make effective use of the eligible services requested in this application.

(If your application is only for basic voice telephone service, **check this box**

☐ and go to Item 19. Otherwise, you must check at least one box in each of the other lines. You may provide details for purchases being sought.)

a. Desktop communications software: Software required <input checked="" type="checkbox"/> has been purchased; and/or <input type="checkbox"/> is being sought.
b. Electrical systems: <input checked="" type="checkbox"/> adequate electrical capacity is in place or has already been arranged; and/or <input checked="" type="checkbox"/> upgrading for additional electrical capacity is being sought.
c. Computers: a sufficient quantity of computers <input checked="" type="checkbox"/> has been purchased; and/or <input checked="" type="checkbox"/> is being sought.
d. Computer hardware maintenance: adequate arrangements <input checked="" type="checkbox"/> have been made; and/or <input type="checkbox"/> are being sought.
e. Staff development: <input checked="" type="checkbox"/> all staff have had an appropriate level of training or additional training has already been scheduled; and/or <input type="checkbox"/> training is being sought.
f. Additional details: Use this space to provide additional details to help providers to identify the services or facilities you desire.

Block 5: Listing Consortium Participants

- 19. Eligible Entities:** (Billed Entities.) If applicant is an individual school or a library or a school district or a library system that will receive only one bill, it should only fill in the first row of this chart. If applicant is a consortium of multiple billed entities, then it should fill out a row for each billed entity. (Applicant may attach additional pages.)

Billed Entity	Billed Entity's Zip Code	Billed Entity Code (Inserted by Administrator)	Zip Code(s) of Recipients of Service
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21013
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21030
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21053
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21087
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21093
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21111
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21117
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21120
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21128
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21131
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21133
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21136
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21204
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21206
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21207
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21208
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21209
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21212
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21215
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21219
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21220
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21221
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21222
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21224
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21227
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21228
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21234
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21236
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21237
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21244
BALTIMORE COUNTY SCHOOL DIST	21204	126381	21286
BALTIMORE COUNTY SCHOOL DIST	21204	126381	31155

20. Entities Ineligible for Schools and Libraries Discount:

Name of Entity	Zip Code(s) of Recipients of Service	Contact Person	Phone Number, E-mail Address, or Alternative Preferred Contact Method
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Block 6: Certifications and Signature
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Exhibit H-4

21. The applicant includes:(Check one or both)	
a. <input checked="" type="checkbox"/>	schools under the statutory definitions of elementary and secondary schools found in the Elementary and Secondary Education Act of 1965, 20 U.S.C. Secs. 8801(14) and (25), that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or
b. <input type="checkbox"/>	libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any school(including, but not limited to) elementary and secondary schools, colleges, and universities.
22. All of the individual schools, libraries, and library consortia listed above in item 19 are covered by:	
a. <input type="checkbox"/>	individual technology plans and/or
b. <input checked="" type="checkbox"/>	higher-level technology plans for using the services requested in this application(if those services consist of other than voice services).
23. Status of technology plan(check one):	
a. <input checked="" type="radio"/>	Technology plan(s) has/have been approved; or
b. <input type="radio"/>	Technology plan(s) will be approved by a state or other authorized body; or
c. <input type="radio"/>	Technology plan(s) will be submitted to Schools and Libraries Corporation for approval.
24. <input checked="" type="checkbox"/> I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value.	
25. <input checked="" type="checkbox"/> I recognize that support under this program is conditional upon the school(s) or library(ies) I represent securing access to all of the resources, including computers, training, software, maintenance, and electrical connections necessary to use the services purchased effectively.	
26. <input checked="" type="checkbox"/> I certify that I am authorized to submit this request on behalf of the above-named applicant, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.	
29. Printed name of authorized person William D. Rust, IV	
30. Title or position of authorized person Director, Dept. of Information Tech.	

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Exhibit I-1

USAC

Universal Service Administrative Company

Schools & Libraries Division

FUNDING COMMITMENT DECISION LETTER

(Funding Year 4: 07/01/2001 - 06/30/2002)

September 28, 2001

BALTIMORE COUNTY SCHOOL DISTRICT
RICH OGIN
1940-G GREENSPRING DRIVE
TIMONIUM, MD 21093-4148

Re: Form 471 Application Number: 231820
Funding Year 4: 07/01/2001 - 06/30/2002
Billed Entity Number: 126381

Thank you for your 2001-2002 E-rate application and for any assistance you provided throughout our review. We have completed review of your Form 471. This letter is to advise you of our decision(s).

FUNDING COMMITMENT REPORT

On the pages following this letter, we have provided a Funding Commitment Report for the Form 471 application cited above. We have reviewed each Discount Funding Request on your Form 471 application and have assigned a Funding Request Number (FRN) to each Block 5. The enclosed report includes a list of the FRNs from your application. The SLD is also sending this information to your service provider(s) so preparations can be made to begin implementing your E-rate discount(s) upon the filing of your Form 486. Immediately preceding the Funding Commitment Report, you will find a guide that defines each line of the Report.

NEXT STEPS

Once you have reviewed this letter and have determined that some or all of your requests have been funded, your next step to facilitate receipt of discounts as featured in this letter will be to file an FCC Form 486 with the SLD. The Form 486 notifies the SLD to begin payment to your service provider and provides certified indication that your technology plan(s) has been approved. The Form 486 and instructions can be found on the SLD web site at <www.sl.universalservice.org> or you can call the SLD Client Service Bureau at 1-888-203-8100 and ask that the form be sent to you. The new Form 486, dated July 2001 in the lower right corner, MUST be used for Funding Year 4 and for any previous funding years once it becomes available. Subsequent submissions of earlier versions of the Form 486 will be returned to you and will not be able to be processed. As you complete Form 486, you should also contact your service provider to verify they have received notice from the SLD of your funding commitments. After the SLD processes your Form 486, we can begin processing invoices from your service provider(s) so they can be reimbursed for discounted services they have provided you.

On December 21, 2000, the Children's Internet Protection Act was signed into law. That law will require schools and libraries that receive Universal Service discounts for certain services to adopt an Internet safety policy incorporating the use of filtering or blocking technology on computers with Internet access as a condition of receiving those discounts. THE LAW DOES NOT, HOWEVER, REQUIRE THIS TO BE IN PLACE FOR FUNDING YEAR 4. RECIPIENTS WILL HAVE TO CERTIFY, HOWEVER, THAT THEY ARE UNDERTAKING SUCH ACTIONS, INCLUDING NECESSARY PROCUREMENT PROCEDURES, TO PUT SUCH TECHNOLOGY PROTECTION MEASURES IN PLACE. For Funding Year 4 (the Funding Year beginning July 1, 2001), Billed Entities filing Form(s) 486 may encounter one or more situations that will affect their filing deadline(s). See the requirements for Funding Year 4 below and the Form 486

Exhibit I-2

FUNDING COMMITMENT REPORT

Form 471 Application Number: 231820
Funding Request Number: 722234 Funding Status: Not Funded
Services Ordered: Telecommunications Service
SPIN: 143001401 Service Provider Name: Verizon -Maryland, Inc.
Contract Number: FRAME RELAY SERVICE AGREEMENT
Billing Account Number: 4108874074X768
Earliest Possible Effective Date of Discount: 07/01/2001
Contract Expiration Date: 02/18/2004
Pre-Discount Amount: \$954,588.00
Discount Percentage Approved by the SLD: N/A
Funding Commitment Decision: \$0.00 - Svcs. not requested on F. 470
Funding Commitment Decision Explanation: The type of service requested on Form 471
was not posted to the web site because Item 10 was checked on the Form 470, thereby
not meeting the 28 day competitive bidding requirement.

Note
17



Baltimore County Public Schools

Ensuring a bright future for every child

Exhibit J

August 27, 2002

Baltimore County Public Schools
Department of Technology
Greg Barlow
Executive Director
1940-G Greenspring Drive
Timonium, MD 21093

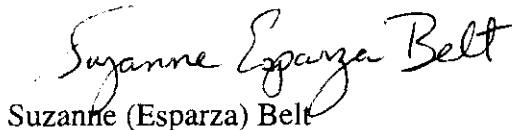
Re: Explanation of e-Rate Initial Form 470 Filing for Frame Relay Services

Dear Mr. Barlow:

As per your request, I am writing this letter to explain the circumstances surrounding the filing of the initial e-Rate Form 470 for Frame Relay services for Baltimore County Public Schools.

At the time of that filing, I was the e-Rate Program Facilitator. When I completed the Form 470 USCN Number 50636000005224 online, I was not able to print the document. Since we were required to send the SLC Page 6, Signature Certification page, containing an original signature, I called the SLC and explained the problem to them. I requested that the SLC fax me the entire form 470. However, they only faxed page 6, which Mr. William Rust, III, Director of Technology, signed. I then sent page 6 with the original signature to the SLC.

Sincerely,


Suzanne (Esparza) Belt